



REQUEST FORM AND FORMALITIES PRELIMINARY AMENDMENT FOR  
FILING A PATENT APPLICATION UNDER 37 CFR 1.53(b)

Attorney Docket No. P60448US1

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

031356 U.S. PTO  
10/760557



This is a request for filing the attached ☒ continuation or ☐ divisional or ☐ continuation-in-part application under 37 CFR 1.53(b) of prior application number 08/666,340, filed **August 18, 1998**, for **HUMAN CIRCULATING CYTOKINE CC-1**, by inventor(s):

- Peter Schulz-Knappe
- Markus Meyer
- Hans-Jürgen Mägert

Enclosed is a copy of the prior application including the inventorship declaration as originally filed.

1. ☒ **This application is filed without filing fees under 37 CFR 1.53(f).**
2. ☐ A Preliminary Amendment is enclosed.
3. ☐ Cancel claims \* before calculating the filing fee.
4. ☐ The filing fee is calculated as follows on the basis of the claims existing in the prior application as amended by 1 and/or 2 above.

Fee Calculation							
Excess Claims							
	Nº of Claims	Nº Allowed	Excess Claims	Small Entity Fee		Large Entity Fee	
				<u>fee/claim</u>	<u>total</u>	<u>fee/claim</u>	<u>total</u>
Total		⊖ 20 =		⊗ \$9 =	\$0	⊗ \$18 =	\$0
Ind.		⊖ 3 =		⊗ \$42 =	\$0	⊗ \$84 =	\$0
( ) Multiple Dependent Claims (1 <sup>st</sup> Filing)				⊕ \$140 =		⊕ \$280 =	
Excess Claims Fee				\$0		\$0	
Total Fee Due				??		??	

5. ☐ Payment Form PTO-2038 (credit card) for \$ \* is attached.
- ☐ Charge \$\* to Deposit Account No. 06-1358.
6. ☒ Amend the specification by inserting at page 1, before the first line:
- This is a continuation of application no. 08/666,340 filed August 18, 2003,
- ☐ which is a \* of application no. \*/\*, filed \*
- ☐ which is a \* of application no. \*/\*, filed \*
- ☒ which is a 371 of application no. PCT/EP94/04282, filed 12/22/94, and published in German
- the disclosure of the foregoing being incorporated by reference herein.
7. ☒ Small entity status:
- ☐ A small entity statement is enclosed.
- ☒ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- ☐ Is no longer claimed.
8. ☒ Priority under 35 USC 119 is claimed to application number DE 4344 397.4, and DE 44 27 395.9 filed in GERMANY.
- ☒ Certified copies on file in prior application no. 08/666,340
- ☐ Certified copy filed herewith.
9. ☒ The prior application is assigned of record to Wolf-Georg FORSSMANN.
10. ☒ The Power of Attorney in the prior application is to at least one of the following:
- William E. Player, 31,409; John Clarke Holman, 22,769; Harvey B. Jacobson, Jr., 20,851; D. Douglas Price, 24,514; Marvin R. Stern, 20,640; Michael R. Slobasky, 26,421; Jonathan L. Scherer, 29,851; Irwin M. Aisenberg, 19,007.
- ☒ The power appears in the original papers of the prior application.
- ☐ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

11. ☒ Petition to extend the life of the above prior application to at least the date hereof  
(One box) ☒ is being concurrently filed in that prior application.

NOTE:(must be) ☐ was previously filed in that application.  
(X'd) ☐ is not necessary.

If a petition for extension of time is necessary and the petition and/or fee is not enclosed, the commissioner is petitioned to extend the time for response and authorized to charge any fees necessary under 37 CFR 1.17 (a)(1)-(5) to Deposit Account No. 06-1358.

12. ☒ Formal drawings are enclosed.
13. ☒ Enclosed is a copy of each Information Disclosure Statement (IDS) and Form PTO 1449 of record in each prior application relied on for an earlier filing date under 35 U.S.C. 120.
14. ☒ Enclosed is a copy each Form PTO 892 of record in each prior application relied on for an earlier filing date under 35 U.S.C. 120.
15. ☐ Also enclosed: Sequence Listing

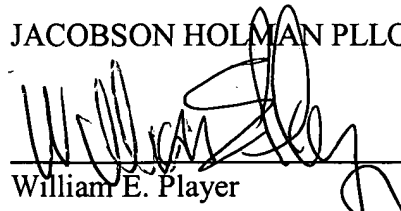
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Respectfully submitted,

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By

  
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Date: January 21, 2004